

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

VIOLETA DZIKOVIC, HATIXHA ZHERKA,
KUJTIM ZHERKA, JOHN O'NEILL, GABRIEL
POTENTE, MADLIN SULEIMAN, LANA MARJI,
KENNETH HESLOP, RANDA SAYEGH, CHANDRA
SOOKDEO, JONI CAMPBELL, YOLANDA
COLLAZO, ROBERTO RODRIGUEZ, GUILLERMO
CORSO, CHEZEKIA CORSO, ARACELIS BATISTA,
ALICIA CORZO, MARIO MARTINEZ, ANGEL
FELIZ, Sr., ANGEL FELIZ, Jr., DOMINICK
D'INTINO, ROBERT PALERMO, SAL POTENTE,
JAMES CAREY, VERONIKA DZIKOVIC and
DEREK ROBERTO,

ECF Case

07 Civ. 7692 (CLB)

**AMENDED
NOTICE OF MOTION**

Plaintiffs,

-against-

PHILIP AMICONE, individually, EDMUND
HARTNETT, individually, JOHN A. LISZEWSKI,
individually, LAWRENCE A. PORCARI, Jr., CITY OF
YONKERS, New York, PAUL WOOD, individually,
POLICE OFFICERS JOHN DOES #1 to #20,
individually, and SANITATION WORKERS #1 to #20,
individually,

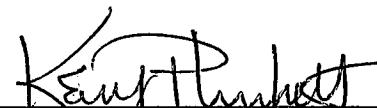
Defendants.

Defendants by their attorneys, DelBello Donnellan Weingarten Wise & Wiederkehr,
LLP, will move this Court, pursuant to local Civil Rule 1.4, before the Honorable Charles L.
Brieant, United States District Court for the Southern District of New York, 300 Quarropas
Street, White Plains, New York on a date to be determined by the Court, for an Order
substituting DelBello Donnellan Weingarten Wise & Wiederkehr, LLP as counsel for
Defendants in the above-captioned action replacing the law firm of Thacher Proffitt & Wood
LLP.

Dated: White Plains, New York
March 21, 2008

DELBELLO DONNELLAN WEINGARTEN
WISE & WIEDERKEHR, LLP

By:



Kevin J. Plunkett
One North Lexington Avenue
White Plains, New York 10601
(914) 681-0200

TO:

Attorneys for Plaintiffs

LOVETT & GOULD, LLP
Jonathan Lovett, Esq.
222 Bloomingdale Road
White Plains, New York 10605
(914) 428-8401

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ECF Case

07 Civ. 7692 (CLB)

**AMENDED AFFIDAVIT OF
KEVIN J. PLUNKETT**

Plaintiffs,

-against-

PHILIP AMICONE, individually, EDMUND
HARTNETT, individually, JOHN A. LISZEWSKI,
individually, LAWRENCE A. PORCARI, Jr., CITY OF
YONKERS, New York, PAUL WOOD, individually,
POLICE OFFICERS JOHN DOES #1 to #20,
individually, and SANITATION WORKERS #1 to #20,
individually,

Defendants.

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

Kevin J. Plunkett, being duly sworn, deposes and says:

1. I am a partner in the firm of DelBello Donnellan Weingarten Wise & Wiederkehr, LLP, One North Lexington Avenue, White Plains, New York 10601. I am admitted to practice before this Court. Pursuant to Local Civil Rule 1.4, I submit this affidavit in support of an application for an order substituting DelBello Donnellan Weingarten Wise & Wiederkehr, LLP as counsel for Defendants in the above-captioned action, for Thacher Proffitt & Wood LLP, 50 Main Street, White Plains, New York 10606.

2. I recently moved my practice from Thacher Proffitt & Wood LLP to DelBello Donnellan Weingarten Wise & Wiederkehr, LLP.

3. This substitution is sought at the request of Defendants who have informed me that they wish for me to continue working on this matter at my new firm.

Sworn to before me this
21 day of March, 2008

Kevin J. Plunkett

Kristen Kelley
Notary Public

KRISTEN A. KELLEY
Notary Public, State of New York
No. 02KE6115705
Qualified in Westchester County
Commission Expires September 13, 2007